

## CRIMINAL MINUTES

DATE: September 4, 2013 JUDGE: Peter J. Messitte  
TIME: 11:30-1:05 REPORTER/FTR/CTRM: Marshall (4C)  
AUSA: Adam Ake CRD: Ella S. Peterson  
AGENT: \_\_\_\_\_ INTERPRETER: \_\_\_\_\_  
DFT'S ATY: Steven Levin  
UNITED STATES OF AMERICA v. KIRK YAMATANI

☒ Released on Conditions/PR

☐ Detained/Remanded to USMS

DFDT'S AGE: \_\_\_\_\_ YEAR OF BIRTH: \_\_\_\_\_  
CRIMINAL NO.: PJM-13-0328 NO. OF COUNTS: 1

- |   |   |
|---|---|
| <input type="checkbox"/> Initial Appearance                               | <input type="checkbox"/> Indictment                         |
| <input type="checkbox"/> Arraignment                                      | <input type="checkbox"/> Superseding Indictment             |
| <input type="checkbox"/> Rearraignment                                    | <input type="checkbox"/> Information                        |
| <input type="checkbox"/> Sentencing                                       | <input type="checkbox"/> Superseding Information            |
| <input type="checkbox"/> Sentencing Hearing                               | <input type="checkbox"/> Motions Hearing                    |
| <input type="checkbox"/> Violation of Probation                           | <input type="checkbox"/> Pretrial Conference                |
| <input type="checkbox"/> Violation of Supervised Release                  | <input type="checkbox"/> WAIVER _____                       |
| <input type="checkbox"/> Detention Hearing                                | <input type="checkbox"/> Other _____                        |
| <input checked="" type="checkbox"/> Appeal of Magistrate Judge's Decision | <input type="checkbox"/> See Attached for List of Witnesses |

Defendant arraigned and plead "NOT GUILTY" as to Count(s) \_\_\_\_\_

Defendant arraigned/rearraigned and plead Guilty as to Count(s) \_\_\_\_\_

NOT GUILTY as to Count(s) \_\_\_\_\_ which was/were accepted by the Court.

☐ Defendant found not to be in violation of probation/supervised release.

Sentencing Date: \_\_\_\_\_

(-- ) Hearing held on Appeal from Decision of Magistrate Judge Day before Judge Peter J. Messitte. (Reporter: Marshall 4C)

(-- ) Argument of counsel. (--) Oral order (Messitte, J.) "denying" Motion to Dismiss Appeal by Kirk Yamatani. (Paper #5) (--) Hearing not concluded to continue on September 13, 2013 @9:30 a.m.

Oral Motion of AUSA in open court to DISMISS Count(s) \_\_\_\_\_ which was accepted by the Court.

- ☐ Defendant advised of Right of Appeal.  
☐ Imposition of Sentence Suspended pending PSI.  
☐ \_\_\_\_\_ Days for Motions. Motion to be filed by  
☐ Trial-Bench/Jury \_\_\_\_\_ day(s). Trial week of \_\_\_\_\_  
☐ Pretrial Officer \_\_\_\_\_ ☒ Probation Officer Turner & Brewster/Blanche

☒ Minute entries docketed.

## CRIMINAL MINUTES – Page 2

CASE NO.: PJM-13-0328

Government Witness(es)

- 1) \_\_\_\_\_
- 2) \_\_\_\_\_
- 3) \_\_\_\_\_
- 4) \_\_\_\_\_
- 5) \_\_\_\_\_
- 6) \_\_\_\_\_
- 7) \_\_\_\_\_

Defendant(s) Witness(es)

- 1) \_\_\_\_\_
- 2) \_\_\_\_\_
- 3) \_\_\_\_\_
- 4) \_\_\_\_\_
- 5) \_\_\_\_\_
- 6) \_\_\_\_\_
- 7) \_\_\_\_\_